

REMARKS/ARGUMENTS

In response to the Office Action dated September 21, 2005, claims 1-3, 5-7 and 10-12 are amended, claims 4 and 8-9 are canceled, and claim 13 is added. Claims 1-3, 5-7 and 10-13 are now active in this application. No new matter has been added.

REJECTION OF CLAIMS UNDER 35 U.S.C. § 101

Claims 11 is rejected under 35 U.S.C. §101 as being directed to non-statutory subject matter. The Examiner maintains that claim 11 is directed toward “non-functional descriptive material”.

To expedite prosecution, claim 11 is amended so as to be directed to “A computer-readable storage medium having stored thereon a program ... which causes the computer to perform the steps of:...”

Thus, amended claim 11 is directed to statutory subject matter. Consequently, withdrawal of the rejection of claim 11 under 35 U.S.C. §101 is respectfully solicited.

REJECTION OF CLAIMS UNDER 35 U.S.C. § 102 AND § 103

I. Claims 1, 2, 4, 5 and 7-12 are rejected under 35 U.S.C. § 102(e) as being anticipated by Kikinis (USPN 5,929,849).

To expedite prosecution, claims 4, 8 and 9 are cancelled, and independent claim 1 is amended to recite:

A receiving device receiving broadcasting programs, comprising:
a broadcasting receiving unit operable to receive broadcasting data in which a plurality of content deciding data deciding positions of contents placed on a network is multiplexed with a scenario data indicating the order of using the content deciding data and a broadcasting program associated with said content;
a demultiplexing unit operable to demultiplex the plurality of content deciding data, the scenario data, and the broadcasting program from the broadcasting data received by the broadcasting receiving unit;

a data management unit operable to select one content deciding data after another from the plurality of content deciding data demultiplexed by the demultiplexing unit according to the scenario data demultiplexed by the demultiplexing unit; and

a data communication unit operable to access one content after another based on the content deciding data selected by the data management unit.

Similar amendments are made to independent claims 7, 10, 11 and 12.

Thus, amended claim 1 recites limitations, *inter alia*, of receiving ‘a plurality of content deciding data’ and ‘a scenario data indicating the order of using the content deciding data’;

‘demultiplexing the plurality of content deciding data, the scenario data, and the broadcasting program from the broadcasting data’ received by the broadcasting receiving unit’;

‘selecting one content deciding data after another from the plurality of content deciding data demultiplexed by the demultiplexing unit according to the scenario data demultiplexed by the demultiplexing unit;’ and

‘accessing one content after another based on the content deciding data selected by the data management unit’.

Kikinis does not disclose or suggest the limitations now recited in amended independent claims 1, 7, 10, 11 and 12. Consequently, amended independent claims 1, 7, 10, 11 and 12, as well as dependent claims 2 and 5 are patentable over Kikinis.

It is noted that the receiving device described in the amended independent claims makes it possible to display the plurality of contents automatically according to the scenario data. The creator can lead users from content to another intentionally. In such case, the scenario data would include data indicating the display order of the plurality of contents corresponding to the plurality of contents deciding data, and data indicating a time for displaying each content, so that the display time as well as the display order of the contents can be decided by the creator.

II. Claims 3 and 6 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Kikinis in view of Feinleib (U.S. 2004/0040042).

As claims 3 and 6 depend directly or indirectly from amended independent claim 1, claims 3 and 6 are patentable over Kikinis, even when considered in view of Feinleib.

At any rate, claim 3 is amended to more clearly distinguish over the applied prior art references and claim 6 is amended to provide better form.

In amended claim 3, the content corresponding to ‘an audio language outputted by the receiving device’ can be displayed automatically, with the result that, when the user can select one of the Japanese voice and the English voice, if the English voice is set, it is possible to lead the user to the English contents. As a matter of course, when the Japanese audio is set, the use is led to the Japanese contents automatically.

Neither Kikinis nor Feinleib disclose or suggest features now recited in amended claim 3, and a combination of Kikinis and Feinleib does not provide the above described effect.

In view of the above, the allowance of amended dependent claims 3 and 6 is respectfully solicited.

NEW CLAIM AND AMENDMENTS

Claim 13, depending from claim 1, is added and delineates “the scenario data includes data indicating the display order of the plurality of contents corresponding to the plurality of contents deciding data, and data indicating a time for displaying content.” As amended independent claim 1 is patentable over Kikinis, dependent claim 13 is patentable over Kikinis also, and its allowance is respectfully solicited.

Dependent claims 2 and 5 are amended to provide better form.

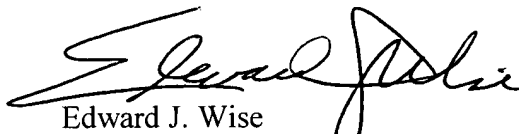
CONCLUSION

Accordingly, it is urged that the application, as now amended, is in condition for allowance, an indication of which is respectfully solicited. If there are any outstanding issues that might be resolved by an interview or an Examiner's amendment, Examiner is requested to call Applicants' attorney at the telephone number shown below.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP


Edward J. Wise
Registration No. 34,523

600 13th Street, N.W.
Washington, DC 20005-3096
Phone: 202.756.8000 EJW:cac
Facsimile: 202.756.8087
Date: December 21, 2005

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